

Amend Section 47-201 to read:

47-201 ELIGIBLE CHILDREN (Continued)

47-201

- .3 ~~Other Age Requirements~~  
11- and 12-Year-Old Children      ~~The child shall be:~~ 11- and 12-year-old children may receive services to the extent funds are available.
- .31 ~~Age 11 or 12~~  
11- and 12-Year-Old Children with Disabilities      ~~11 or 12 years of age to the extent funds are available.~~ The following section on the preferred placement for 11- or 12-year-old children does not apply to 11- or 12-year-old children with disabilities per Education Code Section 8263.4.

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- .311      This section does not apply to 11- or 12-year-old children with disabilities, including a child with exceptional needs who has an individual education plan as required by the Individuals with Disabilities Education Act (20 U.S.C. Sec. 794), or Part 30 (commencing with Section 56000) of this code.

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- .32 Preferred Placement      The preferred placement for 11- and 12-year-old children in a before or after school program is specified by Education Code Section 8263.4 as follows:

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- .321      Children who are 11 or 12 years of age shall be eligible for subsidized child care services only for the portion of care needed that is not available in a before or after school program.
- .322      Counties shall provide each family of an eligible 11-or 12-year-old child with the option of combining care provided in a before or after school program with subsidized child care in another setting, for those hours within a day when the before or after school program does not operate, in order to meet the child care needs of the family.

.323

Children who are 11 or 12 years of age, who are eligible for and who are receiving subsidized child care services, and for whom a before or after school program is not available, shall continue to receive subsidized child care services.

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.33

The CWD must provide a notification and certification form to families with children who are at least 10 years and 10 months old stating that the preferred placement is in a before or after school program. If a before or after school program does not meet the family's needs, the parents must complete, sign and return the certification form to the CWD within 30 calendar days of the notice.

.34

A before or after school program shall be considered not available when a parent certifies in writing, on a form provided by the CWD, the reason or reasons why the before or after school programs would not meet the child care needs of the family.

.35

If a completed form is not returned by the family to the CWD as specified in the preceding paragraph, a Notice of Action terminating services shall be issued.

.36

The priority for 11- and 12-year-old children to return to subsidized child care is specified by Education Code Section 8263.4 as follows:

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.361

Families that move their 11- or 12-year-old child from subsidized care to a before or after school program have priority to return to subsidized child care. If the child is disenrolled from the before or after school program or the program no longer meets the child care needs of the family, that child shall receive first priority to return to a subsidized child care program.

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Authority Cited: Sections 10553 and 10554, Welfare and Institutions Code.

Reference: 42 U.S.C. 609(a)(3); 45 CFR 98.20(a)(1)(ii); Sections 10540.5, 10544, 11320.3, and 11323.2, Welfare and Institutions Code; and Section 8263.4, Education Code.

Amend Section 47-401 to read:

47-401 CHILD CARE PAYMENT LIMITS

47-401

.1 Maximum Payment Rate

The maximum payment rate for all Stage One child care shall be ~~care costing no more than 1.5 market standard deviations above the mean cost of care for the region where care is provided~~ consistent with the California Department of Education as specified by the Budget Act of 2003, Chapter 157, Statutes of 2003, Item 6110-196-0001, Provisions 7(b) and (c).

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.11

The maximum payment rate for all child care costs shall be up to the 85th percentile of the market rates charged by providers who offer the same type of child care for the same age child in for the region where care is provided.

.12

Refer to the California Code of Regulations, Title 5, Division 1, Chapter 19, Subchapter 2.5, Sections 18074 to 18076.3 for the Utilization of the Regional Market Rate Ceiling.

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.143 Payment Basis

(Continued)

.4 Hours of Care

The county shall pay for child care on behalf of the client during the following times:  
(Continued)

.44 Ill Child

~~At county option, w~~When a child is ill and requires care from a different child care provider;  
(Continued)

.7 Family Fees

(Continued)

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|------|---|--|
| .71  | Exemption From Family Fee                           | The county shall exempt from the family fee, <del>at the request of the child welfare services worker,</del> any client whose child or children are: <del>receiving child protective services</del>                  |
| .711 | <u>Children at Risk</u>                             | <u>At risk of abuse, neglect, or exploitation, at the request of a legally qualified professional from a legal, medical, or social services agency, or emergency shelter, for a period of up to three months; or</u> |
| .712 | <u>Children Receiving Child Protective Services</u> | <u>Receiving child protective services, at the request of the child welfare services worker, for a period of up to 12 months.</u>  |
| .713 | <u>Cumulative Exemption Period</u>                  | <u>The cumulative time period for the fee exemption for families specified in Sections 47-401.711 and .712 shall not exceed 12 months.</u>   |

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|----|---------------------|--|
| .8 | Family Fee Schedule | The Family Fee Schedule; <u>is</u> established by the Superintendent of Public Instruction <del>is—as follows:</del> <u>pursuant to Education Code Section 8263. Refer to the California Code of Regulations, Title 5, Division 1, Chapter 19, Subchapter 3, Article 5 for the utilization of the family fee schedule.</u> |
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# FAMILY FEE SCHEDULE

## September 2000

Family Pays			Family Size and Income Level										
Hourly	Part-Time Daily	Full-Time Daily	1-2	3	4	5	6	7	8	9	10	11	12
0.20	1.00	2.00	1820	1950	2167	2513	2860	2925	2990	3055	3120	3185	3250
0.25	1.25	2.50	1893	2028	2253	2614	2974	3042	3109	3177	3245	3312	3380
0.30	1.50	3.00	1965	2106	2340	2714	3089	3159	3229	3299	3369	3440	3510
0.35	1.75	3.50	2038	2184	2426	2815	3203	3276	3349	3421	3494	3567	3640
0.40	2.00	4.00	2111	2262	2513	2915	3317	3393	3468	3544	3619	3694	3770
0.45	2.25	4.50	2184	2340	2600	3016	3432	3510	3588	3666	3744	3822	3900
0.53	2.65	5.30	2257	2418	2686	3116	3546	3627	3707	3788	3869	3949	4030
0.61	3.05	6.10	2329	2496	2773	3217	3661	3744	3827	3910	3993	4076	4160
0.69	3.45	6.90	2420	2574	2860	3317	3775	3861	3946	4032	4118	4204	4290
0.77	3.85	7.70	2475	2652	2946	3418	3889	3978	4066	4154	4243	4331	4420
0.85	4.25	8.50	2548	2730	3033	3518	4004	4095	4186	4277	4368	4459	4550
0.93	4.65	9.30	2621	2808	3120	3619	4118	4212	4305	4399	4492	4586	4680
1.01	5.05	10.10	2693	2886	3206	3719	4232	4329	4425	4521	4617	4713	4810
1.05	5.25	10.50	2730	2925	3250	3770	4290	4387	4485	4582	4680	4777	4875

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.9 Services Provided During  
Excused Absences

Counties shall ~~have the option to~~ pay for child care during excused absences of the child or the client. (Continued)

Authority Cited: Sections 10553 and 10554, Welfare and Institutions Code.

Reference: 42 U.S.C. 9858c, 45 CFR 98.43; Sections 8202(g)(3), 8208, 8208.1, 8221, 8222, 8263, 8351, and 8357, Education Code; and Sections 11320.3, 11323.2, 11323.4 and 11323.8, Welfare and Institutions Code.